

Before the
Federal Communications Commission
Washington, DC 20554

FCC 07M-46

06702

In the Matter of

DAVID L. TITUS

Amateur Radio Operator and Licensee of
Amateur Radio Station KB7ILD

) EB Docket No. 07-13
)
) FRN No. 0002074797
) File No. EB-06-IH-5048
)
)

MAILED

NOV 15 2007

ORDER

FCC 07M-46

Issued: November 7, 2007

Released: November 8, 2007

The following procedural and hearing dates were set at a formal Prehearing Conference held on November 7, 2007.

Procedural Dates

2007

14 December

Mr. Titus to file Written Report prepared and signed by Expert Witness, which shall contain, at a minimum, a complete statement of all opinions to be expressed and the basis and reasons therefore. Cf FRCP26 (a)(2)(B).

2008

January/February

Depositions to be taken.

8 January

Schedules of Depositions filed to include deponent, subject matter, date and place.

22 February

Discovery concluded.

3 March

Exchange of Cases-in-Chief to include exhibits and signed sworn direct testimony. ¹ If oral direct

¹ The parties may rely on official notice for admissibility of official Commission documents. Copies of officially noticed documents must be marked and received into evidence in order to be considered by the Presiding Judge. Hearing exhibits must be serially numbered, separated paginated, and assembled in a binder with a tab preceding each document. A prefix will be used to identify the party sponsoring the exhibit. Each exhibit (or series of exhibits of a common sponsor) must be accompanied by affidavit or declaration under penalty or perjury of a sponsoring

testimony is to be presented, the witnesses shall be identified and a complete summary of their expected testimony shall be provided.

Trial Briefs²

10 March

Written Notice of Witnesses for Cross Examination³

12 March

Oppositions⁴

14 March

Replies to Opposition⁵

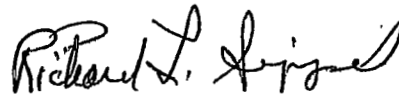
Hearing Date

15 April

9:30 am in Hearing Room TW A363. Any rebuttal that is permitted will commence immediately after completion of direct cases

SO ORDERED.

FEDERAL COMMUNICATIONS COMMISSION⁶



Richard L. Sippel
Chief Administrative Law Judge

witness. Official noticed documents shall be separately assembled, tabbed, identified by source, assigned an exhibit number, and exchanged on the exchange date.

² Trial briefs will contain (1) proffer of proof; (2) summary of each witness's expected testimony; (3) list and description and statement of relevance for documentary evidence; (4) points and authorities on anticipated evidentiary, procedural and substantive issues, citing key cases.

³ Notification must be communicated by email or facsimile, or by telephone call confirmed the same day by e-mail or by facsimile.

⁴ Objections must be communicated by email or facsimile, or by telephone call confirmed the same day by e-mail or by facsimile.

⁵ Replies must be communicated by email or facsimile, or by telephone call confirmed the same day by e-mail or by facsimile.

⁶ Courtesy copies of this Order were sent to counsel by e-mail on the date of issuance.